

01-04-2002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: 99P1043US01  
Inventor(s): Joseph J. Florio;  
Gene A. Bornzin;  
John W. Poore; and  
Douglas T. Kurschinski

EXPRESS MAIL NO. EL758673203US

JC974 U.S. PRO  
10/036026  
12/21/01

Title: METHODS AND APPARATUS FOR OVERDRIVE  
PACING HEART TISSUE USING AN IMPLANTABLE  
CARDIAC STIMULATION DEVICE

BOX PATENT APPLICATION - FEE  
ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Dear Sir:


This application is a CONTINUATION of U.S. Pat. Applic. Serial No. 09/471,788, filed December 23, 1999.

Submitted herewith for filing are the following documents:

X 3 page(s) DATA SHEET  
X 33 page(s) application including 26 pages specification; 6 pages claims, and  
1 page abstract  
X 7 Sheet(s) of Drawings  
Formal XX Informal \_\_\_\_\_  
Declaration WILL BE FILED AT A LATER DATE  
Assignment WILL BE FILED AT A LATER DATE  
Recordation Form Cover Sheet WILL BE FILED AT A LATER DATE  
X Power of Attorney by Assignee...  
X Request and Certification Under 35 USC 122...  
X Information Disclosure Statement  
X PTO-1449 (without references)  
X Return Postcard

I hereby certify that this New Application is being deposited with the United States Postal Service as "Express Mail" mailing label number EL758673203US in an envelope as "Express Mail Post Office to Addressee" addressed to the: Assistant Commissioner for Patents Washington, D.C. 20231, on:

December 21, 2001

 12/21/01  
Estella Pineiro Date

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CALCULATION OF FEES					
ITEM		NO. OF CLAIMS FILED	NO. OF ADDITIONAL CLAIMS FILED	LG ENTITY FEE	\$ FEE
A	TOTAL CLAIMS FEE	40 - 20 =	20	X \$18	\$360
B	INDEPENDENT CLAIMS FEE**	5 - 3 =	2	X 84	168
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (LINES A + B)				\$ 528
D	MULTIPLE-DEPENDENT CLAIMS FEE LARGE ENTITY FEE = \$270				
E	BASIC FILING FEE*LARGE ENTITY = \$710				740
F	<b>TOTAL FILING FEE**</b> (ADD TOTALS FOR LINES C, D, AND E)				<b>\$ 1,268**</b>

X

Charge Deposit Account No. **16-0068**  
the amount of

**\$1,268\***

A copy of this letter is  
enclosed.

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The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-0068

X Any additional filing fees required under 37 CFR 1.16.

X Any patent application processing fees under 37 CFR 1.17.

X

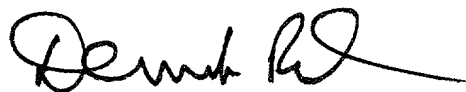
The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 16-0068

X Any patent application processing fees under 37 CFR 1.17.

X Any filing fees under 37 CFR 1.16 for presentation of extra claims.

Respectfully submitted,

Date:

12/21/01


Derrick Reed

Reg. No. 40,138

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST AND CERTIFICATION  
UNDER  
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor **Joseph J. Florio et al.**

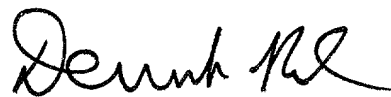
Title **METHODS AND APPARATUS FOR OVERDRIVE  
PACING HEART TISSUE USING AN IMPLANTABLE...**

Atty Docket Number **99P1043US01**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

12/21/01

Date



Signature

Derrick Reed, Reg. No. 40,138

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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